



IPW

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q88235

Kazufumi YAZAKI, et al.

Appln. No.: 10/538,291

Group Art Unit: 1652

Confirmation No.: 9414

Examiner: M.Y. Meah

Filed: June 10, 2005

For: METHOD FOR SELECTING ESCHERICHIA COLI STRAIN WHICH HIGHLY EXPRESSES EXOGENOUS GENES, ESCHERICHIA COLI MUTANT STRAINS SELECTED BY THIS METHOD AND PROCESS FOR PRODUCING ENZYMES AND COMPOUNDS USING THE SAME

**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Response is in reply to the Restriction Requirement dated September 22, 2006, and is being timely filed on October 23, 2006 (October 22<sup>nd</sup> being a Sunday).

In response to the Restriction Requirement, Applicants elect Group II, Claims 4-16 for examination. This election is made without traverse.

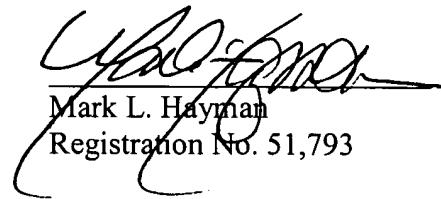
Applicants reserve the right to file a Divisional Application directed to non-elected claims 1-3 and 17-19.

Response to Restriction Requirement  
Application No. 10/538,291

Attorney Docket No. Q88235

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,



Mark L. Hayman  
Registration No. 51,793

SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

WASHINGTON OFFICE  
**23373**  
CUSTOMER NUMBER

Date: October 23, 2006